

HOUSE BILL 721

L2
HB 832/11 – ENV

2lr0496

By: **Montgomery County Delegation**
Introduced and read first time: February 8, 2012
Assigned to: Environmental Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Montgomery County – Solicitation and Collection of Money or Donations**
3 **from Occupants of Vehicles – Adoption of a Permit Program**

4 **MC 10–12**

5 FOR the purpose of authorizing the Montgomery County Council to enact a local law
6 to require a person to obtain a certain permit before standing in a roadway or
7 median divider or on a sidewalk adjacent to a roadway to solicit and collect
8 money or donations of any kind from the occupant of a vehicle; prohibiting a
9 person from standing, or causing, encouraging, allowing, or petitioning a person
10 to stand in a roadway, median divider, or intersection, or on a sidewalk adjacent
11 to a roadway, to solicit or collect money or donations from the occupant of a
12 vehicle, if a certain permit is required under a local law enacted under this Act
13 and the permit has not been obtained in accordance with the local law;
14 prohibiting a local law enacted under this Act from authorizing a permit to be
15 issued to a minor for certain purposes; and generally relating to the solicitation
16 and collection of money or donations from occupants of vehicles in Montgomery
17 County.

18 BY repealing and reenacting, with amendments,
19 Article – Transportation
20 Section 21–507(g)
21 Annotated Code of Maryland
22 (2009 Replacement Volume and 2011 Supplement)

23 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
24 MARYLAND, That the Laws of Maryland read as follows:

25 **Article – Transportation**

26 21–507.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (g) **(1) THIS SUBSECTION APPLIES ONLY IN MONTGOMERY COUNTY.**

2 **[(1)] (2) (I) [In Montgomery County, a] A child under the age of**
3 **18 years may not stand in a roadway, median divider, or intersection to solicit OR**
4 **COLLECT money or donations of any kind from the occupant of a vehicle.**

5 **[(2)] (II) This [subsection] PARAGRAPH shall be enforced by the**
6 **issuance of a warning that informs the offender of the requirements of this**
7 **[subsection] PARAGRAPH.**

8 **(3) (I) THE MONTGOMERY COUNTY COUNCIL MAY ENACT A**
9 **LOCAL LAW TO REQUIRE A PERSON TO OBTAIN A PERMIT BEFORE THE PERSON**
10 **MAY STAND IN A ROADWAY OR MEDIAN DIVIDER OR ON A SIDEWALK ADJACENT**
11 **TO A ROADWAY TO SOLICIT AND COLLECT MONEY OR DONATIONS OF ANY KIND**
12 **FROM THE OCCUPANT OF A VEHICLE.**

13 **(II) IF A PERMIT IS REQUIRED UNDER A LOCAL LAW**
14 **ENACTED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH, A PERSON WHO HAS**
15 **NOT OBTAINED A PERMIT IN ACCORDANCE WITH THE LOCAL LAW MAY NOT:**

16 **1. STAND IN A ROADWAY, MEDIAN DIVIDER, OR**
17 **INTERSECTION, OR ON A SIDEWALK ADJACENT TO A ROADWAY, TO SOLICIT OR**
18 **COLLECT MONEY OR DONATIONS OF ANY KIND FROM THE OCCUPANT OF A**
19 **VEHICLE; OR**

20 **2. CAUSE, ENCOURAGE, ALLOW, OR PETITION A**
21 **PERSON TO STAND IN A ROADWAY, MEDIAN DIVIDER, OR INTERSECTION, OR ON**
22 **A SIDEWALK ADJACENT TO A ROADWAY, TO SOLICIT OR COLLECT MONEY OR**
23 **DONATIONS OF ANY KIND FROM THE OCCUPANT OF A VEHICLE.**

24 **(III) A LOCAL LAW ENACTED UNDER THIS SECTION MAY NOT**
25 **AUTHORIZE A PERMIT TO BE ISSUED TO A MINOR FOR THE PURPOSE OF**
26 **STANDING IN A ROADWAY OR MEDIAN DIVIDER TO SOLICIT OR COLLECT MONEY**
27 **OR DONATIONS OF ANY KIND FROM THE OCCUPANT OF A VEHICLE.**

28 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
29 October 1, 2012.